Derek Wolman (DW 9720) Susan M. Smith (SS 8649) SNOW BECKER KRAUSS P.C. 605 Third Avenue, 25th Floor New York NY 10158 (212) 687-3860

Attorneys for Plaintiff-Intervenor Nyakim Gatkuoth

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT NEW YORK

EQUAL EMPLOYMENT OPPORTUNITY COMMISSION,

Plaintiff,

-against-

TAVERN ON THE GREEN LTD. P'SHIP (D/B/A TAVERN ON THE GREEN),

Defendant.

ECF CASE

Civil Action No.: 07 CIV 8256

NOTICE OF MOTION TO INTERVENE AS OF RIGHT

PLEASE TAKE NOTICE THAT, upon the annexed Affirmation of Derek Wolman Esq. dated October 15, 2007, and the exhibits thereto and upon the accompanying memorandum of law and the papers and pleadings heretofore had herein, plaintiff-intervenor, Nyakim Gatkouth ("Plaintiff-Intervenor"), by her attorneys, Snow Becker Krauss, P.C., will move this Court located at the United States Courthouse, 500 Pearl Street, New York, New York, 10007on a date convenient to the Court for an order:

(a) Granting Plaintiff-Intervenor Nyakim Gatkuoth leave to intervene as of right in this action pursuant to Fed. R. Civ. P. 24(a) and 42 U.S.C. §2000e-5(f) (1); and

(b) Granting such other and further relief as this Court deems necessary and proper.

Dated: New York, New York October 17, 2007

SNOW BECKER KRAUSS P.C. Attorneys for Plaintiff Intervenor

Bv.

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Tavern on the Green Ltd. P'ship (d/b/a Tavern on the Green) Defendant Central Park West at 67th Street New York NY 10023